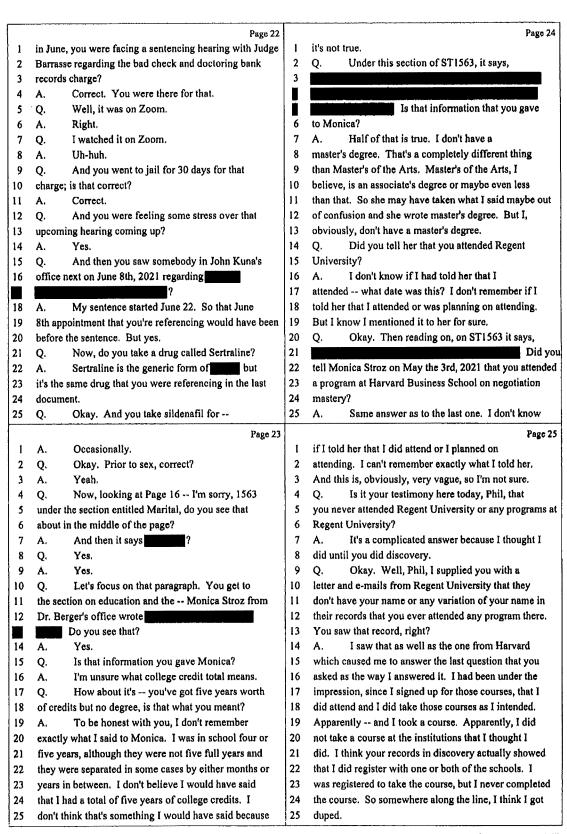
GODLEWSKI V. ALVEAR, No. 3:24—CV—00344 (JKM)
DEFS.' MOT. TO DISMS.

EXHIBIT "H"

	Page 1
1	IN THE COURT OF COMMON PLEAS
2	OF LACKAWANNA COUNTY, PENNSYLVANIA
3	
4	* * *
5	PHILIP GODLEWSKI, : CIVIL DIVISION
	Plaintiff :
6	:
	vs : JURY TRIAL DEMANDED
7	:
	CHRIS KELLY, et al., :
8	Defendants : NO. 2021-CV-2195
9	
	* * *
10	
11	Oral deposition of PHILIP GODLEWSKI,
12	taken at the Lackawanna County Bar Association, 233 Penn
13	Avenue, Scranton, Pennsylvania 18503, on Tuesday, July
14	25, 2023, beginning at 9:13 a.m. before Pamela Pratt,
15	Court Reporter and Notary Public in and for the
16	Commonwealth of Pennsylvania.
17	· ·
18	
19	* * *
20	
21	VERITEXT LEGAL SOLUTIONS
	MID-ATLANTIC REGION
22	5100 Tilghman Street
23	Suite 205
24	Allentown, Pennsylvania 18104
25	(610) 434-8588 [©] FXH
	ı X -1 FXH

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	m		
1	Page 70		Page 72
I	Q. And that's when you determined she was a	1	MR. HINTON: I'm breaking it into stages
2	lunatic?	2	here.
3	A. Yes.	3	THE WITNESS: When somebody says to you,
4	Q. Okay. And then after that point in time, did	4	I'm going to tell your wife a lie so that she'll break
5	you begin communicating with her again?	5	up with you and I could be with you, anything they say
6	A. Yes.	6	after that point to me, yes, I think you're a lunatic.
7	Q. When was that?	7	For you to even put that into words let alone think
8	A. She threatened to kill herself.	8	it for you to even put that into words, you've
9	Q. Okay, What year was that?	9	changed my opinion about you forever. So yes, I
	A. It was right after the the so, again, I	10	believed Brie was a lunatic then. I believe she's still
	described my communication with Brie in three different	11	a lunatic today. That - my opinion on that has not
12	phases. The first phase was during Joe's death and all	12	changed. In fact, it's gotten worse.
13	of that. Dori finds out about that, says, hey, this is	13	BY MR. HINTON:
14	inappropriate, you have to stop. I go back to Brie and	14	Q. And the second phase where you reconnected
	I say, hey, I'm, you know, resigning from Riverside as	15	with Brie, how did that end, that phase of your
16	the coach. Things are getting out of hand here. Dori	16	relationship?
17	found our communications, doesn't like them, and you	17	A. Poorly.
18	know	18	Q. Okay, It wasn't it ended before you were
19	Q. You were hiding them from Dori; were you?	19	charged with crimes on July 9th, 2010, right?
20	MR. KOLMAN: Objection. Can he finish	20	A. Yeah.
21	his answer?	21	Q. Okay. How long before you were charged with
22	MR. HINTON: Un-huh.	22	crimes did it end?
23	MR. KOLMAN; Thank you,	23	A. I don't know how long before. I could tell
24	THE WITNESS: And I will answer that	24	you when it ended and how the circumstances. But
25	question. But and as I communicated those feelings	25	dates, I don't remember how long before it would have
	Page 71		Page 73
1	to Brie is when she threatened suicide. And between you	ı	been.
2	and I, I totally well, it's not you and I, I guess,	2	Q. How did it end?
3	anymore. But I totally believed her.	3	A. I, again Dori, for the second time, found
4	BY MR. HINTON:	4	me speaking to Brie. And now this time she's not as
5	Q. Well, were you keeping your text messages	5	nice about it. She's actually pissed. And she demanded
6	with Brie a secret from Dori?	6	that I stop because now, as I mentioned before, just as
7	A. Not the — not through that first round when	7	I thought, she thought something in addition to me
8	Dori found them, no. Dori had full access to my phone	8	being and I showed it to her. I showed all the text
9	at all times. That's how she found them to begin with.	9	messages. So she knew, but she didn't care anymore.
10	The second time after I started	10	She took me telling her that I stopped talking to her as
11	recommunicating with Brie when she threatened suicide, I		truth and I violated that trust by talking to Brie
12	felt like if I felt like I was betraying Dori	12	again. So it doesn't matter what the contents of the
13	Dori's trust telling her that, okay, I'll stop talking	13	conversation was, which Dori knew about which she
14	to her. And I felt like if Dori found me talking to her	14	testified to last week. But
15	again, she would have assumed something was happening		Q. Were you meeting her in person as well?
16	that wasn't. I truly felt at the time that if after	16	A. Let me finish. But the way that it ended
17	Brie said that to me I had a choice at that time. Go	17	with Brie in that second phase was me telling Brie that
18	to the police, go to her counselor or talk to her and	18	Dori found out again, now she's threatening to leave me
19	wait it out. Try to tell her how good her life is and	19	and I'm not going to let that happen. So I need to stop
20	be the person that could ultimately help change her	20	talking to you. That's when Brie threatened to go to
21	mental state.	21	the police. And I said, the police? For what? And she
22	Q. Did you feel she was a lunatic at that stage	22	told me what. I believe I still have an old Instant
23	too?	23	Messenger conversation saved with that particular
	MR. KOLMAN: Asked and answered. You	24	conversation. It wasn't very long, but this was through
24	MIN. RODINIAN. Maked and answered. 100	I - '	

	Page 78		Page 80
1	were you ever alone with Brie in person?	1	Q. Were you ever at Amanda's house that Brie was
2	A. No.	2	there?
3	Q. Did you and Brie chat a lot by phone, not	3	MR. KOLMAN: Asked and answered. You
4	text messages, verbal phone conversations?	4	can answer it again.
5	A. No. I believe there were one or two	5	THE WITNESS: Asked and answered. Yes.
6	occasions where a drunken Brie would call me at what	6	MR. HINTON: I don't recall an answer.
7	sounded like a party in the background, it was very	7	MR. KOLMAN: He did. He said he was
8	loud, lot of voices, a lot of music, and asked me to	8	there.
9	purchase her alcohol.	9	BY MR, HINTON:
0	Q. And did you?	10	Q. You were there, but
1	A, No.	11	A. Brie was there when I was attempting to list
2	Q. Did you ever meet her at Amanda Turoni's	12	or listing Amanda's home for sale Christine's home
3	house before you were arrested?	13	for sale.
4	A. I have been with Brie at Amanda Turoni's	14	Q. So you weren't alone with Brie on that
.5	house, yes, but I never met Brie at Amanda Turoni's	15	occasion, there were other people there?
6	house.	16	A. Yes.
17	Q. What was the occasion you were with Brie at	17	Q. Okay. Other than that time with Brie and
18	Amanda Turoni's house before you were arrested?	18	other people being present, were you ever personally
9	A. Christine Turoni, Amanda's mother, and Sam	19	with Brie anywhere?
20	Turoni were good friends with my parents growing up.	20	A. No. Not that I recall, no.
21	Again, all from Taylor. And I believe we were either	21	O. You never took her to houses that were you
22	listing — I was a Realtor at the time. We were either	22	had listed for sale?
	listing or talking about listing their house on Claire	23	A. Absolutely not.
23		24	•
24 2.5	Drive, But I don't remember if that predated my	1	•
25	conversations through text with Brie or if it was	25	were arrested on July 9th, 2010?
25	Page 79		Page
1	Page 79 afterwards. I don't remember the year that that all	1	Page A. I was in a car with her, yes, with Amanda and
	Page 79 afterwards. I don't remember the year that that all happened.	1 2	Page A. I was in a car with her, yes, with Amanda and Christine.
1	Page 79 afterwards. I don't remember the year that that all	1 2 3	Page A. I was in a car with her, yes, with Amanda and Christine. Q. Okay.
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	Page 82	T	Page 84
1	Q. Has that ever changed?	1	being 21 at the time and her being 16 was a crime,
2	A. Has it ever changed?	2	especially if they were sexually involved, which they
3	Q. Your feeling of her as a conniving person.	3	were which both sets of parents knew about as far as
4	A. No. She's connived many different false	4	I as far as Brie told me and I was aware. So yes,
5	truths or half-truths in many different situations in	5	everything other than you said there is true except the
6	her life. Not just with me; in many other situations as	6	fact that there was a threat to expose Joe as sleeping
7	well. So no, I believe the definition of conniving	7	with Brie as a minor.
8	would be the way that Brie acts. Absolutely.	8	Q. But all of your conversations with Brie,
9	Q. You believe she's a lunatic and conniving?	9	text, in-person, phone, whatever they were, it was
10	A. Yes.	10	always about Joe?
11	Q. Now, let's look at your supplemental Answer	11	MR. KOLMAN: Objection.
12	to Interrogatory in this case. Let's see. It's the	12	BY MR. HINTON:
13	second tab.	13	Q. You can answer.
14	A. 12-9-21?	14	A. The content of our text messages was
15	Q. Yes.	15	primarily about Joe. I'm not saying that there couldn't
16	A. Okay.	16	be a text message out there that said, hey, how's your
17	Q. Let's look at Number 27 of your Supplemental	17	day going. That's not about Joe, that's to state of
18	Answer to Interrogatory. Do you see that?	18	mind. So little innuendos and small talk like that, I'm
19	A. Yes.	19	sure, did exist but, truthfully, I don't remember the
20	Q. And Attorney Kolman's office typed these up.	20	exact content of the conversations. But I do know that
21	The details are these. "Plaintiff's best childhood	21	the primary focus of our conversations was about Joe
22	friend, Joe, was dating the victim." Is that a true	22	Strok.
23	statement, that he was your best childhood friend?	23	Q. Did in your conversations with Brie about
24	A. I wouldn't categorize it as be I had a lot	24	Joe Strok, did you talk about or communicate with her
25	of best childhood friends. I wouldn't single out Joe as	25	about her having sex with Joe Strok?
	Page 83		Page 85
1	the only one. I could probably name six what I	1	A. Yeah.
2	considered at the time best friends. Joe would happen	2	Q. Okay. Did you think that was appropriate?
3	to be one of those several that I was referring to. But	3	MR. KOLMAN: Objection.
4	yes.	4	BY MR. HINTON:
5	Q. And you were at his house?	5	Q. You can answer.
6	A. What?	6	A. No.
7	Q. Did you ever go to Joe's house as one of your	7	Q. It was not appropriate?
8	childhood friends?	8	A. Well, at the time, I guess I didn't see
9	A. I don't remember being at Joe's house ever,	9	anything wrong with it, especially considering the fact
10	no. Joe moved a lot. I don't really remember being at	10	that Joe had just killed himself and she was grieving.
11	too many of my friends' houses, specifically Joe's.	11	Looking back on it now, and not only just now but also
12	Q. Reading on in 27 of your supplemental answer,	12	when I pled to my misdemeanor, I totally believed that
13	"He was 21, she was 16. They were having a sexual	13	all of my communication with Brie was inappropriate; all
14	relationship. Plaintiff did not know this at the time,	14	of it.
15	but apparently there was a threat to expose Joe. As a	15	 Q. Because you were in a person of authority? A. I wouldn't say I was a person of authority,
16	result, he committed suicide. The relationship between	16	* *
17	plaintiff and the victim was only with respect to	17	no. I was a coach at a high school. But the fact that I was in my 20s and Bric was still in high school,
18	discussions regarding Joe and his suicide." Is that	İ	-
19	true and accurate?	19	that's inappropriate. Q. She was a freshman?
20	A. Everything you read is just true. I would be	20	·
21	forced to say that there was a threat to expose Joe	21	
22	in according to what Brie told me, in Brie's state of	22	Q. And you're communicating with her about her
23	mind at the time. She not only threatened to break up	23	past sex with Joe Strok?
24	with Joe because of the impregnation of another girl,	24	A. I wasn't communicat well, I guess I was
25	but she also threatened to go to the police on Joe. Joe	25	communicating with her, but she could bring it up. And

22 (Pages 82 - 85)

	Page 114		Page 116
1	I thought that that would have been on my on my	1	been later 2017.
2	hand I thought that would have been blood on my	2	Q. Okay. 2015 or 2017, you've testified you've
3	hands. But I also thought that what I was providing to	3	thought she's been a lunatic her
4	Brie was better than what she was getting. That is why	4	A. Oh, yeah. I thought she was a lunatic then,
5	I pled guilty to corruption of minors. That was not	5	yeah.
6	true. I know that now, but I'm 40 years old. At 25	6	Q. Okay. So you had sex with her how many times
7	years, you don't know things.	7	in 2017?
8	Q. Did Brie ever communicate to you that she was	8	A. Under five.
9	thinking about suicide because of Joe Strok killing	9	Q. Okay. And looking at this Answer to
10	himself?	10	Interrogatory, you mention having sex with her in
11	A. No.	11	vehicles; is that correct?
12	Q. Okay. It was only after you told her that	12	A. Yes.
13	you needed to stop communicating with her that she	13	Q. Do you remember having sex with her anyplace
14	talked about suicide?	14	else other than vehicles?
15	A. To me, yes. I don't know if she had those	15	A. No.
16	sentiments to other people. But yes, she never talked	16	Q. Did you ever have sex with her at her
17	about suicide to me until after our impending breakup in	17	grandparents' house?
18	her mind in her words.	18	A. No.
19	Q. Turn to your Answers to Interrogatories, Set	19	Q. Her grandmother's house?
20	7. It's one of the tabs there. Set 7.	20	A. No.
21	A. Okay,	21	Q. What
22	Q. Do you see Number 10? I asked, "At what	22	A. I don't know where
23	locations did you have sex with Brie DuBorgel in the	23	Q. Never been to any of her grandparents'
24	year 2015?"	24	houses?
25	A. Yes.	25	A. No. I don't know where they live, any of
	Page 115		Page 117
1	Q. And in 2015, you considered her a lunatic,	l	them.
2	right? You've already testified that you've always	2	Q. Do you remember having sex with her in any
3	thought she was a lunatic; is that correct?	3	apartments?
4	A. I thought Brie was a lunatic, yes.	4	A. No.
5	Q. Yeah. In 2015 too?	5	Q. Any houses?
6	A. Yes.	6	A. Nope.
7	Q. Okay. And so you've testified on February	7	Q. You never went to the apartment she shared
8	6th you had sex with her at least five times in and	8	with Ciara O'Malley in Old Forge in 2014?
9	around 2015, correct?	9	A. No.
10	MR. KOLMAN: Objection.	10	Q. Okay. You were here during Ciara O'Malley's
11	BY MR. HINTON:	11	testimony where she said you came to that apartment in
12	Q. You can answer.	12	Old Forge.
13	A. I don't remember my testimony from that day.	13	A. I was here during Ciara's testimony where she
14	If you showed it to me, I could clarify it or confirm it	14	perjured herself, yes.
15	but	15	Q. Was that a lie by Ciara O'Malley saying you
16	Q. How many times did you have sex with her in	16	came to that apartment?
17	and around 2015? Yeah, 2015.	17	A. It wasn't a lie, it was perjury. But yes.
18	A. First of all, I believe the year is wrong. I	18	Q. Why did you have sex with Brie in 2017 when
19	did testify to that. But the more I thought about it	19	you're married and you thought she was a lunatic that
20	and looked back at events versus my encounters with Brie	ł	ruined your life in 2010?
21	at that time, the year is definitely wrong. But it	21	A. I was in a very bad mental place in 2017. I
22	probably was less than five.	22	had just cheated on my wife with Miranda. That's the
23	Q. What year did you think it was that you had	23	first time I've ever cheated on my wife and probably the
24	sex with her?	24	first time I've cheated on a partner maybe ever. I felt
25	A. I'm pretty sure it was 2017. It would have	25	as though my marriage was I was losing my marriage.

30 (Pages 114 - 117)

	Page 118			Page 120
1	I tried very hard to gain it back. And every attempt	1	Brie wa	sn't the only one.
2	that I made in trying to save the marriage was thwarted	2		, HINTON:
3	with aggressiveness by my ex-wife, Dori. So probably, I	3	Q.	Who else?
4	would say, out of frustration, sadness, aggravation, in	4	Α,	Oh, Miranda.
5	fear of loss is why I started having sex with different	5	Q,	And who else?
6	women. I used sex at the time, I believe, as a crutch.	6	A.	I'd rather not admit to that today, but
7	Q. Did you reach out to Brie to have sex with	7	Q.	I just want to know how many affairs you had.
8	her?	8	A.	I wouldn't consider them affairs.
9	A. No. I believe Brie reached out to me because	9	•••	MR. KOLMAN: Objection.
10	she had heard Dori was leaving me. And around that time		BY MR	HINTON;
11	that Dori decided to leave, I was other than trying	11	Q.	Well, you were married. You were having sex
12	unsuccessfully to get Dori to come back, I was	12	•	per people besides Amanda and Brie.
13	influenced by alcohol quite a bit, so I made some very	13	A.	I was married, I was separated. I was
14	poor decisions and one of them was engaging with Brie,	14	separate	_
15	the lunatic.	15	Q.	In 2017?
16		16	A.	Yeah, I was kicked out, Dori testified to
17	Q. Okay. Why did it happen repeatedly with Brie? Why did you repeatedly have sex with her?	17	that last	
		18	Q,	How long were you kicked out for?
18	A. It was good sex.	19	Q. A.	Period of weeks. Probably three weeks.
19	Q. Were you using her for sex?A. Yes not just for sex. I wouldn't say	20	Q,	Did you have sex with Melissa, Jason Thomas's
20	A. Yes not just for sex. I wouldn't say using her for sex. So I'm going to say no to that if I	21	girlfrien	•
21		22	A.	Melissa Jason Thomas, the Realtor?
22	can correct. I was using it as a medicine for loss. I	23	Q.	Yeah.
23	was really messed-up then.	24	Q. A.	Melissa Graziano?
24	Q. And how did you break it off with Brie when	25	Q.	Yes.
25	you were having sex with her in 2017?	23		, , , , , , , , , , , , , , , , , , ,
	Page 119	1	٨	Page 121 No.
1	A. There was nothing to break off. They were		Α.	
2	casual encounters that I think we were both probably	2	Q,	How many other sex partners did you have
3	under the influence of alcohol. Me for certain and her	3	wille y	ou were still married to Dori?
4	probably; from what seemed to me, other drugs as well.	5	DVMD	MR. KOLMAN: Objection.
5	But there was nothing to break off. It wasn't a			L HINTON:
6	full-blown relationship, so to speak, where you have to	6	Q.	You can answer.
7	have a conversation and break up with the other party.	7	Α.	While I was separated from Dori?
8	It was just it sizzled. Went down to nothing.	8	Q.	Yes.
9	Q. And you still thought she was a lunatic?	9	Α.	Under five.
10	A. To this day, I think Brie is you know, I	10	Q,	Okay. So you had five sexual partners up
11	guess we would have to define lunatic, but I think Brle,	11		e time she filed for divorce in March of 2021,
12	based on her actions in particular to this case and up	12		? During the marriage.
13	until recently with her affidavit, I think that Brie is	13	Α.	Yes,
14	totally mentally ill.	14	Q.	Let's go to ST1580.
	Q. And that's remained consistent throughout the	15	A.	15807
	entire time you've known her?	16	Q.	Yes, 1580. Looking at ST1580, is this a post
16	4 Workship and the	17	you ma	de to your Telegram page?
16 17	A. Pretty much.	10		No.
16 17 18	Q. And so you were just using her for sex?	18		1
16 17 18 19	Q. And so you were just using her for sex?A. You already asked me that.	19	Q.	Are you the Real Phil Godlewski 3.0?
16 17 18 19 20	 Q. And so you were just using her for sex? A. You already asked me that. MR. KOLMAN: Objection. Asked and 	19 20	Q. A.	Nope.
16 17 18 19 20 21	 Q. And so you were just using her for sex? A. You already asked me that. MR. KOLMAN: Objection. Asked and answered. 	19 20 21	Q. A. Q.	Nope. So is it your belief that the text messages
16 17 18 19 20 21 22	 Q. And so you were just using her for sex? A. You already asked me that. MR. KOLMAN: Objection. Asked and answered. THE WITNESS: And what I said was, I 	19 20 21 22	Q. A. Q. in your	Nope. So is it your belief that the text messages criminal case from 2010 were made up by 13- and
16 17 18 19 20 21 22	Q. And so you were just using her for sex? A. You already asked me that. MR. KOLMAN: Objection. Asked and answered. THE WITNESS: And what I said was, I wasn't using her for sex, so to speak. I think I was	19 20 21 22 23	Q. A. Q. in your	Nope. So is it your belief that the text messages criminal case from 2010 were made up by 13- and rold girls?
15 16 17 18 19 20 21 22 23 24	 Q. And so you were just using her for sex? A. You already asked me that. MR. KOLMAN: Objection. Asked and answered. THE WITNESS: And what I said was, I 	19 20 21 22 23	Q. A. Q. in your	Nope. So is it your belief that the text messages criminal case from 2010 were made up by 13- and

31 (Pages 118 - 121)

	Page 142 credit card's declined?	1	Page 144 Moceyunas writes, "He said that he doesn't speak to her
1 2		2	anymore and he hadn't in weeks." And he's referring to
3	A. I don't remember. Could have been the phone or it could have been through text. I don't remember.	3	you, whether you're speaking with Brie anymore. Did you
4	Q. Look at the exhibit Scranton Times ST1829,	4	tell him on January 8th that you don't speak to her
5	please. Is this the a copy of the certificate that	5	anymore and hadn't in weeks?
6	you had hanging on your wall in one of your homes?	6	A. Yeah. So this conversation with Mr. Mo
7	A. I believe so, yes.	7	happened after Brie had threatened me with police.
8	Q. This is the one that got lost when you moved	8	That's when I stopped speaking to her.
9	to Shavertown?	9	Q. Right.
10	A. Yes.	10	A. And subsequently, the conversa I thought
11	Q. And this is the one I was asking you to	11	it was over after that, but it wasn't. And that's when
12	produce rather than me using a	12	I had this conversation with Mr. Mo.
13	A. Photo,	13	Q. And the second-to-the-last line he says,
14	Q photo of your videos?	14	"Make sure he has no contact or conversations with her.
15	A. Yes.	15	I told him to make sure he has no contact or
16	Q. And where did you get this document that was	16	conversations with her." Do you see that?
17	hanging on your wall?	17	A. Yes.
18	A. It was mailed to me.	18	Q. And do you remember him telling you that?
19	Q. Okay. And when was that?	19	A. Yes.
20	A. Shortly after I completed the course which I	20	Q. And did you listen to him?
21	thought was at Harvard University Business School.	21	A. Yes. A few weeks later, my resignation was
22	Q. You got duped, right?	22	accepted. Only, the next time, I believe, I started
23	A. I think so.	23	communicating with Brie would have been when I had heard
24	Q. Yeah. And you read the Harvard testimony	24	that there was an investigation into me. And then I was
25	from the two witnesses from Harvard that said, we don't	25	really pissed.
-		-	
١.	Page 143 hand out certificates that look like this?		Page 145
1 2		1 2	Q. Okay. So is it fair to say that you heard about the investigation into you by the police about a
3	A. Yeah, I can't argue with their testimony. I mean, they are the institution. So I'm not going to	3	year later, 2010?
4	argue against that. But I did have this document, this	4	A. I wouldn't say a year later. I think I
5	document was sent to me in this frame. It was a classy	5	remember hearing about it and then a long period of time
6	frame, too. It wasn't something that you get at	6	passing before I got arrested. So this was in what,
7	Wal-Mart,	7	February of 2009? So it would have definitely been
8	Q. So Harvard sent you not only the document,	8	after February of 2009 but before July of 2010. But I
9	they sent you the frame too?	9	remember it felt like a long time passing before I heard
10	MR. KOLMAN: Objection.	10	anything at all, so I didn't think anything was
11	THE WITNESS: I didn't say Harvard sent	11	happening. And then, suddenly, I got arrested.
12	me anything. Apparently Harvard did not send me	12	MR. HINTON: Okay. Let's take a break
13	anything at all because I didn't take a class there.	13	for lunch.
14	BY MR. HINTON:	14	THE WITNESS: Yes.
15	Q. Right.	15	THE VIDEOGRAPHER: We are going off the
16	A. But this was sent to me, yes, the frame	16	record. The time is 12:11 p.m.
17	included.	17	(A luncheon recess was taken from 12:11 p.m.
18	Q. With the frame included?	18	until 1:02 p.m.)
19	A. Yeah.	19	THE VIDEOGRAPHER: We are back on the
20	Q. Okay. Back to 513 and then we'll take a	20	record. The time is 1:02 p.m.
21	break for lunch. 513. Moceyunas.	21	BY MR. HINTON:
22	A. Oh, 513.	22	Q. Phil, we had spent a good bit of time talking
23	Q. Yes.	23	about Mr. Moceyunas's memo dated January 8th, 2009
24	A, Got it.	24	and where he reports that you told him you don't
25	Q. So about ten lines from the bottom, Mr.	25	speak to Brie anymore and hadn't in weeks, right?
	Z	1	

37 (Pages 142 - 145)

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those people were me. Another was Tom Nezlo. Another

was the teacher at Lackawanna that she recently slept

with and got expelled for. So I think she's always

50 (Pages 194 - 197)

with one another. The first person they go to, even

when they have even a small problem in life. So I

before me or their mom, is each other when there's --

23

24

25

business. My response to Sunita was that my business is better than it ever had been. In 2020, I was the top or record. The time is 2:49 p.m. THE VIDEOGRAPHER: We are back on to record of sealors. I save a 1099 from 2020 from Sunita for S136,000. Is that what you made in 2020? A. Maybe it was 2019. When was COVID? Q. Dill, your property went into foreclosure, the land that you owned. I was 2020. I Q. How much did you make in 2020? A. On one transaction, I made \$90,000. What I made from the rest, I don't remember. It could have been 140 whatever you said, but I don't have a document in front of me. Realtor in Lackawanna County? MR. KOLMAN: Objection. Asked and answered. THE WITNESS: You're not you're taking what I said. When you're ranked as Realtor in the fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I paid for the billboard and then the article came Page 211 out by Chris Kelly. Page 211 out by Chris Kelly. Page 211 out by Chris Kelly. Page 211 in this case here, you have stated your record. The time is 2:49 p.m. THE WITNESS: You when she was a min or, correct? A. A on one transaction, I made \$90,000. What I in the fact, I was just about to put a billboard up in the fact, I should for the proper of the fact, I paid for the billboard and then the article came Page 211 out by Chris Kelly. Page 211 out by Chris Kelly. Page 211 that in this case here, you have stated your record. A. Absolutely not it could have a document in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up in fact, I was just about to put a billboard up				
better than it ever had been. In 2020, I was the top real estate agent in the Greater Scranton Board of Realtors. Q. I saw a 1099 from 2020 from Sunita for \$136,000. Is that what you made in 2020? A. Maybe it was 2019. When was COVID? Q. 2019, your property went into foreclosure, the land that you owned. A. It was 2020. I Q. How much did you make in 2020? A. On one transaction, I made \$90,000. What I made from the rest, I don't remember. It could have been 140 whatever you said, but I don't have a document in front of me. Realtor in Lackawanna County? R. MR. KOLMAN: Objection. Asked and sanswered. THE WITNESS: You're not you're that is mid. When you're ranked as Realtor in the Board, it's by total saies. I had 17 million. Realtor in fact, I was just about to put a billboard up in fact, I paid for the billboard and then the article came Page 211 Out by Chris Kelly. BY MR. HINTON: I'm just asking if he has anay evidence. THE WITNESS: You want me to prove MR. KOLMAN: Objection. BY MR. HINTON: Why does he have we widen MR. KOLMAN: Objection. BY MR. HINTON: MR. KOLMAN: Objection. BY MR. HINTON: Why does he have objection. BY MR. HINTON: The just asking if he has any evidence. THE WITNESS: You want me to prove MR. KOLMAN: Objection. WR. HINTON: I'm just asking if he has any evidence. THE WITNESS: Can I give you an example of when you ask me that question, can I give you an example of what I think of? BY MR. HINTON: A. And then I'll an awatermelon and I brought it in and I put it right here and I put a knife next to it and I said, I'm, the inside of that watermelon is blue. Until I have a reporter and journalist, do you have a to doe of ethics that you adhere to? A. And on the real it was blue? You can't. I cant' prove that something didn't happened. BY MR. HINTON: C. Q. And in your view, do you provide the truth to your viewers? A. Of course. MR. HINTON: Let's take a break. THE VIDEOGRAPHER: We are going off the cool of chics in this pence of the surprove that it didn't. The view of the prov		Page 210		Page 212
3 real estate agent in the Greater Scranton Board of 4 Realtors. 5 Q. I saw a 1099 from 2020 from Sunita for 5 \$136,000. Is that what you made in 2020? 7 A. Maybe it was 2019. When was COVID? 8 Q. 2019, your property went into foreclosure, 9 the land that you owned. 10 A. It was 2020. 11 Q. How much did you make in 2020? 12 A. On one transaction, I made \$90,000. What I mode from the rest, I don't remember. It could have been 140 whatever you said, but I don't have a document in front of me. 14 Cy of vere claiming you were the number one Realtor in Lackawanna County? 15 In front of me. 16 Q. You're claiming you were the number one Realtor in Lackawanna County? 17 MR. KOLMAN: Objection. Asked and answered. 18 answered. 19 answered. 19 THE WITNESS: You're not - you're taking what I said in terms of income for some reason. 19 In fact, I was just about to put a billboard up - in fact, I paid for the billboard and then the article came 10 out by Chris Kelly. 11 out by Chris Kelly. 12 BY MR. HINTON: 13 Q. You've posted on social media that you have no intention of ever going back to real estate. Isn't that correct? 14 that correct? 15 A. Of course. 16 Q. And does that code of ethics include being fair, honest and accurate? 17 A. And then I'll answer it. But I don't think you review has your view ray. 18 Q. And in your view, do you provide the truth to you cut where it in and from think in a prove that it was blue? How are going off the truth to you review has the think in the prove that it didn't. They we have proved that pount in the fair, honest and accurate? 19 A. Yes. As much as possible, sure. 19 Q. And in your view, do you provide the truth to you viewers? 20 MR. HINTON: Let's take a break. 21 THE VIDEOGRAPHER: We are going off the record. The time is 2:33 p.m.	1	business. My response to Sunita was that my business is	1	THE VIDEOGRAPHER: We are back on the
4 Realtors. 4 Realtors. 5 Q. I saw a 1099 from 2020 from Sunita for \$136,000. Is that what you made in 2020? 7 A. Maybe it was 2019. When was COVID? 8 Q. 2019, your property went into foreclosure, the land that you owned. 10 A. It was 2020. 11 Q. How much did you make in 2020? 2 A. On one transaction, I made \$90,000. What I made from the real, I don't have a document in in front of me. 15 in front of me. 16 Q. You're claiming you were the number one Realtor in Lackawanna County? 18 MR. KOLMAN: Objection. Asked and an answered. 19 answered. 10 THE WITNESS: You're not you're taking what I said in terms of income for some reason. 21 That's not what I said. When you're ranked as Realtor in Infact, I was just about to put a billboard up in fact, I paid for the billboard and then the article came 10 out by Chris Kelly. 11 out by Chris Kelly. 12 BY MR. HINTON: 13 Q. You've posted on social media that you have a no intention of ever going back. Absolutely not. 14 C. A. Absolutely not. I did state that. I have no intention of ever going back to real estate. Ind't than what I do now. It was the opposite, in fact. 13 Q. As a reporter and journalist, do you have a code of ethics that you ander to? 14 C. Phill, in this you ever the sw with flow hen she was a minor. Correct? 7 A. Correct. 8 Q. And how and she has produced an affidavi saying abd did have sex with you when she was a minor. 14 Q. Yes. 15 BY MR. HINTON: 18 WR. KOLMAN: Is that a question? 19 WR. KOLMAN: Is that a question? 10 WR. KOLMAN: Is that a question? 11 BY MR. HINTON: 12 Q. Yes. 13 A. Yes. 14 Q. And what evidence do you have that you did have sex with her when she was a minor? 15 MR. KOLMAN: Objection. 16 Q. You've posted an said. When you're ranked as Realtor and what said. When you're ranked as Realtor and what evidence do you have that you did have sex with the when she was a minor? 16 WR. KOLMAN: Objection. 18 Q. He can answer. 19 WR. KINTON: I'm just asking if he has any evidence. 20 THE WITNESS: You want	2	better than it ever had been. In 2020, I was the top	2	record. The time is 2:49 p.m.
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25 (A recess was taken from 2:33 p.m. until 2:49 p.m.) 25 That's also defamatory and it's been made public by y	25	(A recess was taken from 2:33 p.m. until 2:49 p.m.)	25	That's also defamatory and it's been made public by you.

	Page 226		Page 228
1	A. No, not that I'm aware of.	1	Brienna DuBorgel "a minor under the age of 18 by
2	Q. Did you ever meet him in person?	2	engaging in acts of sexual intercourse or aided,
3	A. I think he was at events that I was at. I	3	abetted, enticed or encouraged a minor in the commission
4	don't know if I would say I met him per se, but he would	4	of a crime or knowingly assisted or encouraged such
5	go to the there was an event up here at the Cultural	5	minor in violating his or her parole or court order in
6	Center that I saw him at. He's a prominent reporter in	6	violation of Section 6301(a)1 of the Pennsylvania Crime
7	the area, so I knew of him. I have seen him at various	7	Codes." It's an M1. "To wit, the defendant, Godlewski,
8	places. I think I saw him at the Italian Festival. I'd	8	did engage in sexual intercourse with a minor child
9	say, what's up, Chris? He probably didn't know who I	9	victim under the age" and on the next page, 617, it
10	was or maybe he did. I don't know. But he's a	10	says 16 years old.
11	popular guy.	11	MR. KOLMAN: Objection.
12	Q. Did you ever have any problems with him in	12	BY MR. HINTON:
13	the past?	13	Q. Is that what the charging document in the
14	A. Oh, yeah. I think his reporting is terrible.	14	Criminal Complaint against you reads?
15	I didn't have any problems personally with him.	15	A. That's what the charging document reads.
16	Q. Yeah.	16	Q. It claims that you had sex with a minor?
17	A. But in the sense of being a reporter, I think	17	MR. KOLMAN: Objection.
18	he's awful,	18	THE WITNESS: That was the charge.
19	Q. Okay. You just think he's too liberal or	19	BY MR. HINTON:
20	what is it?	20	Q. Right,
21	A. No, he's just he's a terrible person.	21	A. Anybody could be charged with anything at any
22	When he writes article, he lies	22	time.
23	Q. Okay.	23	Q. Right,
24	A about the people in the articles and I	24	A. They have to prove that that happened. They
25	think he sets out to destroy people's lives. And	25	did not.
-			Page 229
1	Page 227 that's I guess that's my personal opinion, but it's	1	Q. But a lot of cases you understand, a lot
2	based on things that he's done to people in the past.	2	of criminal cases are disposed of through a plea
1		3	bargain?
3	Q. Well, do you do you think Chris disliked you before this text message with you?	4	MR. KOLMAN: Objection.
4	*	5	THE WITNESS: I don't agree with that.
5	•	6	BY MR. HINTON:
6	Q. Are you claiming that Chris Kelly was sloppy	7	
7	and should have done a better job investigating your	1	Q. You don't think a lot of cases are disposed
8	criminal case from 2010 and 2011?	8	of?
9	A. Sloppy?	9	A. What percentage?
10	Q. Yeah.	10	Q. I don't know. But a lot of cases
111	A. He said I slept with a 15-year-old girl and I	11	A. Well, I don't know either. If you don't
12	didn't. I went through the arrest of all of this and	12	know, how could I know?
13	the case went through litigation and was litigated. All	13	Q. Okay.
14	he had to do was research that. So sloppy wouldn't even	14	A. If you could say, hey, by statistical
15	be the word I would use. It's the most extreme version	15	probability, 78 percent of cases are dismissed by a plea
16	of sloppy.	16	bargain and, therefore, that means that the accused is
17	Q. Well, if you look at your charging document,	17	actually guilty of the crimes that he did not agree to.
18	right, ST616.	18	If you could throw me that stat, show me paperwork on
19	A. Okay.	19	that, I would agree with you. But the way you
20	Q. Here's the charge for corruption of minors	20	categorized it, absolutely not.
21	under 6301(a)1. You're charged as follows: "In that on	21	Q. Phil, when you were arrested, it was for
22	or about January 2008 to present, the defendant, Philip	22	having sex with a minor.
23	Godlewski, being 18 years of age and upwards, did	23	A. It was for many things.
24	corrupt or intend to corrupt the morals of the	24	Q. Well, other than witness intimidation
25	victim" it's blacked out, the name underneath that is	25	A. Criminal use of communication facility.
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	Page 234		Page 236
1	prosecute all of those charges except the corruption of	1	Q. And you said yes. And it says, "How old are
2	minor charge. Then if you know that I pled to an M1	2	you," correct?
3	corruption of minor, all you have to do is go to the	3	A. Correct.
4	statute, Code 6301. It tells you exactly what the	4	Q. You put your age 27.
5	charge involves.	5	A. Yes.
6	Q. It shows you the underlying act of how you	6	Q. Next question, "How far did you go in
7	corrupted Brie?	7	school," and it says, "College grad."
8	A. No, but the guilty plea colloquy could have.	8	A. Yes.
9	Q. But it didn't.	9	Q. Now, that's not true; is it?
10	A. Oh, sure it did. Do you want to ask me about	10	A. No.
11	the guilty plea colloquy?	11	Q. Did you did you you reviewed this page,
12	Q. Yeah. Yeah.	12	right?
13	A. Let's do it.	13	A. I did. I don't know why Joe wrote that.
14	Q. All right. Phil, turn to 584, please.	14	Q. Well, you reviewed it after he wrote it,
15	A. Okay.	15	right?
16	Q. Phil, is this your handwriting?	16	A. I reviewed it while we were viewing it. So
17	A. No.	17	when we would get to the end of the page, I initialed it
18	Q. You didn't fill out the form?	18	and we moved on. I don't know if I don't know why
19	A. No.	19	Joe wrote that. I acknowledged, though, that by
20	Q. Is that your signature on the bottom of the	20	initialling it, I agreed to it. But at that time, I had
21	page?	21	no graduation criteria from any college.
22	A. No, that's my initials.	22	Q. Right.
23	Q. Okay. Did you review each page and put your	23	A. So I don't know why that's in there.
24	initials on them?	24	Q. It's a falsehood to the court, right?
25	A. Yes.	25	MR. KOLMAN: Objection. It speaks for
	Page 235		Page 237
1	Q. And then you signed on Page 3 of the guilty	1	Page 237 itself and you asked asked it and you're being
2	Q. And then you signed on Page 3 of the guilty plea colloquy?	2	Page 237 itself and you asked asked it and you're being argumentative. So please
2 3	Q. And then you signed on Page 3 of the guilty plea colloquy?A. Yes.	2	Page 237 itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a
2 3 4	 Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea 	2 3 4	Page 237 itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all.
2 3 4 5	 Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? 	2 3 4 5	Page 237 itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON:
2 3 4 5 6	 Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. 	2 3 4 5 6	Page 237 itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recall, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON:
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recall, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right? A. It was read to me. Q. Okay. All right. So in the first what's	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON: Q. Next question, "Do you read and write English language?" "Yes." That's correct, right? A. Yes. Q. "Have you had an opportunity to read the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recall, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right? A. It was read to me.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON: Q. Next question, "Do you read and write English language?" "Yes." That's correct, right? A. Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recalt, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right? A. It was read to me. Q. Okay. All right. So in the first what's your full name and it's Philip Godlewski, right? A. Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON: Q. Next question, "Do you read and write English language?" "Yes." That's correct, right? A. Yes. Q. "Have you had an opportunity to read the charges pending against you?" A. Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recall, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right? A. It was read to me. Q. Okay. All right. So in the first what's your full name and it's Philip Godlewski, right? A. Yes. Q. "Do you wish to plead guilty to the charge of	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON: Q. Next question, "Do you read and write English language?" "Yes." That's correct, right? A. Yes. Q. "Have you had an opportunity to read the charges pending against you?"
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Q. And then you signed on Page 3 of the guilty plea colloquy? A. Yes. Q. And then on the last page, Judge D'Andrea signs you. Did you initial that page too? A. Yes. Q. And it's dated November 12th, 2010, correct? A. Correct. Yep. Q. And you entered this guilty plea colloquy on that date, right, November 12th, 2010? A. I don't recalt, but it's dated that date. I don't think I would sign something if it were a different I do see a little weird 11-12-10 in the margin. I don't know if that was added before or after. So I can't speak to the date, but I could speak to the authenticity of the document. Q. And you read the entire document when you initialed each page and signed it at the end, right? A. It was read to me. Q. Okay. All right. So in the first what's your full name and it's Philip Godlewski, right? A. Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	itself and you asked asked it and you're being argumentative. So please THE WITNESS: I wouldn't say it's a falsehood to the court at all. BY MR. HINTON: Q. Well, this is A. It could very easily say on that line I had no schooling and it wouldn't have mattered to the court. It's absolutely of zero relevance. That's probably why Joe never corrected it to begin with. BY MR. HINTON: Q. But it's false? MR. KOLMAN: Okay. It's false. THE WITNESS: All right. Yeah, it's false, like I said. BY MR. HINTON: Q. Next question, "Do you read and write English language?" "Yes." That's correct, right? A. Yes. Q. "Have you had an opportunity to read the charges pending against you?" A. Yes. Q. And this is before the information is even

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So this is filled out four days before the information. 2. A. If those dates are accurate, then yes. But I can't speak to when that was stamped. And I also did not sign. —I don't think a judge could actually sign this document. 3. Q. What's "this document." 4. A. I'm sorry. ST588. I don't think a judge is allowed to sign that in the absence of the guilty plea colloquy. A judge needs to have this document first. 4. Q. Going back to 584, 584 says, "Therefore, do you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you know exactly what you are charged with and what you if you want you man swered "Yes," A. Correct. 3. A. Correct. 3. Q. Month and think a judge is allowed to say this document first. 4. A. Correct. 3. Q. Not question, "Have you ever been in a mental institution or received treatment for mental if disease?" And you said "No." 4. A. Correct. 5. Q. Number seven, "Have you had any alcoholic be verroges or drugs within the last 24 hours?" And you answered "Yes." 5. A. Correct. 6. Q. Number eight, "Have you fully discussed your asse with your attorney and are you fully satisfied that the knows all the facts of your case and has had sufficient time to look into the questions eighter hor your pressured "Yes." 5. A. Correct. 6. Q. Nine, "Do you understand that even though you are you will you want to you are you will you want to you are you will you want to you will you want to you or may be gullty, you are you will you want to you or you have another 23 months of the		Page 238		Page 240
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this document. this document think a judge could actually sign this document. What's 'this document'? A. I'm sorry. STS&B. I don't think a judge is allowed to sign that in the absence of the guilty plea colloquy. A judge needs to have this document first. Q. Going back to 584, 58 says, "Therefore, do you know seatly what you are charged with and what you is repleading to?" You said "Yes," correct. A. Correct. Q. Norther 12, "Do you understand that by pleading guilty, you are giving up your right to appeal any question in this case except for those concerning the right of this court to try you (jurisdiction over the sentence imposed?" And you said "No." A. Correct. Q. Number add you said "No." A. Correct. Q. Number seven, "Have you had any alcoholic beverages of drugs within the last 24 hours?" And you answered "No." A. Correct. Q. Number eight, "Have you fully discussed your case with your attorney and are you fully estisfied that he knows all the facts of your case and has had sufficient time to look into the questions either hor Page 229 You may have about your case?" You answered "Yes." A. Correct. Q. Nine, "Do you understand that two continement and another 23 months of Page 239 Low may have about your case?" You answered "Yes." A. Correct. Q. Nine, "Do you understand that you and your the lajury or are yield to participate in the selection of a july?" That's not answered. A. Correct. Q. Nine, "Do you understand that you any our stituments and howe a right to participate in the selection of a full yill yill yill yill you and your the pleading guilty, you are presented "Yes." A. Correct. Q. Nine, "Do you understand that you and your the pleading guilty, you are presented involved the pleading to your agreement to 23 months. All other counts dismissed." That was part of your, correct? A. Correct. Q. Nine, "Do you understand that you and your the pleading with your attempting to smear my client through your attempting to smear my client through your attempting to smear my client thro	2	A. If those dates are accurate, then yes. But I	2	Q. Number 11, "Do you understand that by
this document. Q. What's "this document"? A. I'm sorry. STS8s. I don't think a judge is allowed to sign that in the absence of the guilty plea of colloquy. A judge needs to have this document first. Q. Going back to S84, 58 says, "Therefore, do you know exactly what you are charged with and what you I are pleading to?" You said "Yes," orrect? A. Correct. Q. Next question, "Have you said "No." A. Correct. Q. Next question, "Have you ever been in a mental institution or received treatment for mental disease?" And you said "No." A. Correct. Q. Number aven, "Have you had any alcoholic beverages or drugs within the last 24 hours?" And you answered "No." A. Correct. Q. Number seven, "Have you fully discussed your case with your attorney and are you fully satisfied that he knows all the facts of your case and has had sufficient time to look into the questions either he or wattown are guilty or may be guilty, you are presumed innocent and have a right to go to trial either before a judge or before a jury or 12 individuals and the Commonwealth unust prove to the satisfaction of feach and every one of the feet of your case of the guilty pleased are sufficient time to look into the questions either he or wattowney?" You answered "Yes." A. Correct. Q. Nine, "Do you understand that even though you are guilty or may be guilty, you are presumed innocent and have a right to go to trial either before a judge or before a jury of 12 individuals and the Commonwealth must prove to the satisfaction of each and every one of the plugge that your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorney will be permitted to go to trial, your attorn	3	can't speak to when that was stamped. And I also did	3	pleading guilty, you are admitting that you did things
6 Q. What's "this document"? 7 A. Pim sorry. ST588. I don't think a judge is allowed to sign that in the absence of the guilty plea colloquy. A judge needs to have this document first. 10 Q. Going back to 584, 5B says, "Therefore, do you know exactly what you are charged with and what you it are pleading to?" You said "Yes," correct? 12 are pleading to?" You said "Yes," correct? 13 A. Correct. 14 Q. Next question, "Have you ever been in a 15 mental institution or received treatment for mental 16 disease?" And you said "No." 17 A. Correct. 18 Q. Number seyon, "Have you had any alcoholic beverages or drugs within the last 24 hours?" And you and shad 15 mental institution or received treatment for mental 16 mental institution or received treatment for mental institution in the commental mental institution or received treatment for mental institution in this case except for those concerning the sample used in the s	4	not sign I don't think a judge could actually sign	4	you are charged with and that if you plead not guilty,
a allowed to sign that in the absence of the guilty plea colloquy, A judge needs to have this document first. Q. Going back to \$84, 5B says, "Therefore, do 10 you know exactly what you are charged with and what you 11 are pleading fo?" You said "Yes," correct? A. Correct. Next question, "Have you ever been in a 15 mental institution or received treatment for mental 16 diseases?" And you said "No." Number seven, "Have you had any alcoholic 19 beverages or drugs within the last 24 hours?" And you answered "No." A. Correct. A. Cor	5	this document.	5	the Commonwealth cannot force you to take the stand and
8 allowed to sign that in the absence of the guilty plea 9 colloquy. A judge needs to have this document first. Q. Going back to S84, 58 says, "Therefore, do 11 you know exactly what you are charged with and what you 12 are pleading to?" You said "Yes," correct? 13 A. Correct. 14 Q. Next question, "Have you ever been in a 15 mental institution or received treatment for mental 16 disease?" And you said "No." 17 A. Correct. 18 Q. Number seven, "Have you had any alcoholic 19 beverages or drugs within the last 24 hours?" And you 20 answered "No." 21 A. Correct. 22 Q. Number eight, "Have you fally discussed your 23 case with your attorney and are you fully discussed your 24 attorney?" You answered "Yes." 25 A. Correct. 26 Q. Nine, "Do you understand that even though you 27 are guilty or may be guilty, you are jeven to the satisfaction of the judge that 28 you are giving up your right to appeal 29 any question in this case except for those concerning 21 the right of this court to try you didn's pleading to propriety of 29 the sentence imposed?" And your answers "Yes." 30 A. Correct. 31 A. Correct. 32 Q. Number eight, "Have you had any alcoholic 33 beverages or drugs within the last 24 hours?" And you 34 attorney?" You answered "Yes." 35 A. Correct. 36 Q. Sa Is, "Are you satisfied with your 37 are guilty or may be guilty, you are presumed innocent 38 and have a right to go to trial either before a judge or 39 before a jury of 12 individuals and the Commonwealth 30 you are guilty beyond a reasonable doubt?" You answered 31 "Yes." 41 A. Correct. 42 Q. Nine, "Do you understand that you and your 43 attorney have a boot your case presumed innocent 44 A. Correct. 45 Q. Nine, "Do you understand that you and your 46 attorney have a right to go to trial either before a judge or 47 before a jury of 12 individuals and the Commonwealth 48 A. Correct. 49 Q. Nine, "Do you understand that you and your 40 the 12 jurors or to the satisfaction of the judge that 40 you are guilty beyond a reasonable doubt?" You answered 40 you free a gu	6	Q. What's "this document"?	6	either admit or deny that you did the things you are
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	25	answered "Yes."	25	MR. KOLMAN: Thank you.

Page 252 Page 250 details to the case, it would have been in the guilty 1 can't because it never happened. 2 plea colloquy. It does not exist in the guilty plea 2 Q. But you can't prove that it -colloquy. That's what went to the judge's desk. And I don't have to prove anything. It's the 3 A. 3 the judge put that in his document that he signed. watermelon thing again. 5 Phil, are you saying that because there's no 5 Q. Okay. facts of how you corrupted Brie, then it never happened? 6 A. I can't prove a negative. 6 7 Q. So we're in a -- we're in a quandary --MR. KOLMAN: Objection. 7 THE WITNESS: That's not what I said at 8 A. Yeah, we're going to a jury. You're right. 8 9 Let's see what they think. 0 all. BY MR. HINTON: - because -- because it's in that middle 10 10 Q. Okay. Would you agree with me that there are 11 ground of nobody can prove it. 11 Q. 12 Let's see if a jury believes me and my team. no facts at all in your guilty plea as to how you 12 13 Or believes Brie. Q, 13 corrupted Brie? Or believes Brie and Chris Kelly. I'm I agree with that, yes. Zero facts. 14 A. 14 A. perfectly fine with a jury deciding this case because 15 15 Q. Okay. So that doesn't -- does that give you I'm in the right. Now, if a jury says that I'm wrong 16 16 the license to state after the fact how you corrupted 17 and they believe the stuff that you're putting forward, 17 Brie? 18 MR. KOLMAN: Objection. 18 19 19 THE WITNESS: I'm telling you in my Q. Right. 20 opinion how I corrupted Brie. 20 A. That's how court works. So let's see. 21 Okay. Phil, is Brie's birthday 21 BY MR. HINTON: Q. 22 1993? 22 Q. Right. Right. 23 A. That's my opinion. 23 A. I don't know her birthday. I know she was 24 Q. Right. 24 born in September. That's about all I know. The statute speaks for itself. I don't have 25 Okay. When Principal Moceyunas questioned 25 A. Page 251 Page 253 you about Brie and he put in his memo that she's 15 to interpret this statute. The statute says I corrupted 1 or intended to corrupt a minor under the age of 18 by years old, he apparently told you that in the phone 2 call, right? That she's a 15-year-old girl. 3 doing the next couple lines, aids, abets, entices, encourages such minor in the commission of any crime and 4 A. Yes. If it's in his memo, I have no reason 4 knowingly assists or encourages any minor in violating 5 to question it. Mr. Mo's --Well, when you started communicating with his or her parole to the court commits a misdemeanor of 6 6 Brie over Facebook or whatever, did you know at that 7 the first degree. I pled to a misdemeanor of the first 7 time she was 15 years old -- or 14 -- 14 or 15? 8 8 degree. 9 I don't think she was 14. I think I only 9 Q. Right. 10 ever communicated with Brie after she had turned 15. 10 I didn't plead to a misdemeanor of the second A. 11 Fifteen. Okay. And when she's 15, you're degree or the third degree. I didn't plead anything Q, 11 else other than exactly what that paragraph says right 12 25, right? 12 There was, I think, a little less than nine 13 A. there. That's what I pled to. Now, there's nothing in 13 years' separation between her and I. the case file -- and you know this but you didn't know 14 14 Well, let's do the math. You're born in --15 this before. There's nothing in the case file that says 15 Q. my offense was tied to a specific sexual act. Had it 16 A. of '83. 16 of '93. been, it would have been number one in the guilty plea 17 Q. '83. And she's born in 17 colloquy. Number two, my attorney had the right to tell 18 18 A. me about it. In fact, my attorney, on the morning of 19 So that's ten-years-and-three-months. 19 Q. 20 sentencing, told me the opposite. He said -- I insisted 20 A. that there's no language in there that has anything to 21 Q. So you're ten-years-and-three-months older 21 22 than she is. do with sexual activity. I, therefore, went ahead and 22 pled. Now, you could assume all you want that it was 23 23 A. 24 Okay. And when Joe D'Andrea came -- I think sexual activity tied to the Misdemeanor 1, but you have Q. 24 to prove it when I'm suing for defamation. And you 25 you described it as you walked back into the

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Page 276
                                                     Page 274
                                                                     article that Chris Kelly wrote. So my white lie was an
                                                                ŀ
             Did it make you mad?
    Q.
                                                                     attempt to protect the group from trying to expose
                                                                2
2
             Mad? Yeah. Yeah. Motivated and angry.
    Α.
             So let's go to a clip here. We're going to
                                                                3
                                                                     anything further.
3
    Q.
                                                                              MR, HINTON: Okay. Let's go to the next
     put up Clip 49.
                                                                5
                                                                     clip. Putting Clip 14 up.
               (Video clip being played.)
5
    BY MR. HINTON:
                                                                6
                                                                                (Video being played.)
6
                                                                     BY MR. HINTON:
             So, Phil, we just played a clip here about
                                                                7
7
     Q.
                                                                             So, Phil, that clip -- and here we have a
                                                                 Я
     the bail for your criminal case for the charges
                                                                     picture of your Harvard certificate. Was that your
                                                                9
9
     involving Brie.
                                                                10
                                                                     voice on that clip?
10
             Uh-huh. Yes.
     A.
                                                                             It sounded like my voice was actually edited
              And was that your voice in the clip?
                                                               11
11
     Q.
                                                                     a little bit. I don't know where that video came from,
12
                                                               12
     A.
                                                                     but it sounded weird. But I did say that.
              And those were your statements?
                                                               13
13
     Q.
                                                                             You did say you had a Harvard degree?
                                                                14
                                                                     Q.
14
     Α.
              That you and your family put up 250,000 cash
                                                                15
                                                                     A.
15
     Q.
                                                                16
                                                                     0.
                                                                              And you were sporting a Harvard sweatshirt?
16
     bail?
                                                               17
                                                                     A.
                                                                              Well. I think that's why they asked me the
17
     A,
              Yes.
                                                                     question. I didn't just volunteer that information.
18
     Q.
              And if we look at ST776, please. Phil,
                                                                18
     that's collateral mortgage taken out by Cutting Edge
                                                                     That was a Q&A session and I was wearing the Harvard
19
                                                                19
                                                                     shirt that I had purchased. So I think that's what
                                                               20
20
     Bail Bonds, LLC. Do you see that?
                                                               21
                                                                     caused somebody to ask that question.
21
              Yes.
     A.
                                                                              And so it wasn't correct, though, right? You
              And is that your signature on that document?
                                                               22
22
     Q.
                                                                23
                                                                     did not have a Harvard degree?
23
     A.
                                                                              From what I understood it at the time when I
                                                                24
24
              And did you take out a mortgage on your house
     Q.
                                                                25
                                                                     said it, I did think I had a degree. And then when all
25
     to get bail, you and Dori?
                                                                                                                      Page 277
                                                      Page 275
                                                                     of the backlash came because of that comment, I realized
                                                                 1
 1
     Á.
              Yes.
                                                                     what I actually had was a certificate and not a degree.
                                                                 2
              And were you here for Marie's deposition that
 2
     Q.
     she took out a mortgage on her house too so you could
                                                                     But I referred to the picture that you just put on the
                                                                 3
 3
                                                                     screen that I had on the wall behind me as a degree, but
                                                                 4
     get bail?
 4
                                                                 5
                                                                     it was not.
 5
     A.
                                                                              Okay. And you said in that video that you
 6
     Q.
              And you guys pledged your houses for bail,
                                                                 6
                                                                     Q.
                                                                 7
 7
     you didn't put up 250,000 in this case; isn't that
                                                                     have many degrees.
                                                                              The way I said that was anecdotal. It was,
                                                                 8
 8
     correct?
                                                                     kind of, I have "many" degrees. Kind of, like that. If
 9
     A.
                                                                 9
10
     Q.
              So what you told the hate group in May of
                                                                10
                                                                     you re-listen to it, you'll hear the emphasis that I put
     2022 was incorrect; is that true?
                                                                11
                                                                     on that.
11
              Yes. Purposely.
                                                                12
                                                                     Q.
                                                                              So you weren't being serious, right?
12
     A.
              So you purposely lied to those people about
                                                                13
                                                                     A.
                                                                              I was being -- trying to be funny again. I'm
13
     Q.
                                                                14
                                                                     not really that funny. Sometimes my humor gets taken
14
      this situation?
                                                                     the wrong way. I don't have many degrees. That's
                                                                15
              No, that's not what I said.
15
     A.
                                                                16
                                                                     something that I addressed later in that video. And,
              Well, you said purposely.
16
     Q.
                                                                17
                                                                     again, that's why these videos are all out of context.
17
              Yeah.
     A.
                                                                     Because if you'd play that for another hour, you'll most
                                                                18
              What did you mean?
18
     Q.
              Purposely -- this hate group were kings and
                                                                19
                                                                     likely hear me say what I actually -- what the truth
19
                                                                20
                                                                     actually was,
      queens of discovering documents that were connected to
20
                                                                              You don't have any college degrees, though,
     me in any way, shape or form. This particular document
                                                                21
                                                                     Q.
21
     has multiple names on it; my name, Dori's name, my
                                                                22
                                                                     right?
22
                                                                23
                                                                     A.
23
      mother's name, Tommy's name. And I thought that they
                                                                24
                                                                              My statement's correct; yes?
24
      would harass those involved with me just like they've
                                                                      Q.
```

70 (Pages 274 - 277)

Yes, your statement's correct.

been doing for the last couple years now because of the

25

25

A.

22

23

24

that there's no language in there that has anything to

do with sexual activity. I, therefore, went ahead and

pled. Now, you could assume all you want that it was

sexual activity tied to the Misdemeanor 1, but you have

to prove it when I'm suing for defamation. And you

```
Page 252
                                                      Page 250
                                                                 ١
                                                                     can't because it never happened.
     details to the case, it would have been in the guilty
                                                                 2
                                                                     Q.
                                                                              But you can't prove that it --
     plea colloquy. It does not exist in the guilty plea
2
                                                                              I don't have to prove anything. It's the
     colloquy. That's what went to the judge's desk. And
                                                                 3
                                                                     A.
3
     the judge put that in his document that he signed.
                                                                      watermelon thing again.
             Phil, are you saying that because there's no
                                                                 5
                                                                     Q.
                                                                              Okay.
5
                                                                     A.
                                                                              I can't prove a negative.
     facts of how you corrupted Brie, then it never happened?
                                                                 6
6
               MR. KOLMAN: Objection.
                                                                 7
                                                                     Q.
                                                                              So we're in a -- we're in a quandary --
7
8
               THE WITNESS: That's not what I said at
                                                                 8
                                                                      A.
                                                                              Yeah, we're going to a jury. You're right.
                                                                 9
                                                                     Let's see what they think.
9
     all.
     BY MR. HINTON:
                                                                10
                                                                      Q.
                                                                              -- because -- because it's in that middle
10
             Okay. Would you agree with me that there are
                                                                11
                                                                      ground of nobody can prove it.
11
                                                                              Let's see if a jury believes me and my team.
                                                                12
12
     no facts at all in your guilty plea as to how you
                                                                13
                                                                              Or believes Brie.
13
     corrupted Brie?
                                                                              Or believes Brie and Chris Kelly. I'm
                                                                14
                                                                      A.
14
     A.
             I agree with that, yes. Zero facts.
                                                                      perfectly fine with a jury deciding this case because
15
     Q.
             Okay. So that doesn't -- does that give you
                                                                15
16
     the license to state after the fact how you corrupted
                                                                16
                                                                      I'm in the right. Now, if a jury says that I'm wrong
                                                                      and they believe the stuff that you're putting forward,
17
     Brie?
                                                                17
18
               MR. KOLMAN: Objection.
                                                                18
                                                                      I lose.
19
               THE WITNESS: I'm telling you in my
                                                                19
                                                                      Q.
                                                                              Right.
     opinion how I corrupted Brie.
                                                                20
                                                                      A.
                                                                              That's how court works. So let's see,
20
     BY MR. HINTON:
                                                                21
                                                                      Q.
                                                                              Okay. Phil, is Brie's birthday
21
                                                                22
22
     Q.
             Right. Right.
                                                                23
                                                                              I don't know her birthday. I know she was
23
              That's my opinion.
                                                                      A.
     A.
                                                                      born in September. That's about all I know.
                                                                24
24
     Q.
              Right.
             The statute speaks for itself. I don't have
                                                                25
                                                                              Okay. When Principal Moceyunas questioned
25
     A,
                                                                                                                       Page 253
                                                      Page 251
     to interpret this statute. The statute says I corrupted
                                                                 1
                                                                      you about Brie and he put in his memo that she's 15
                                                                      years old, he apparently told you that in the phone
 2
     or intended to corrupt a minor under the age of 18 by
                                                                 3
                                                                      call, right? That she's a 15-year-old girl.
 3
     doing the next couple lines, aids, abets, entices,
     encourages such minor in the commission of any crime and 4
                                                                               Yes. If it's in his memo, I have no reason
                                                                 5
                                                                      to question it. Mr. Mo's --
     knowingly assists or encourages any minor in violating
 5
                                                                               Well, when you started communicating with
 6
     his or her parole to the court commits a misdemeanor of
                                                                 6
     the first degree. I pled to a misdemeanor of the first
                                                                 7
                                                                      Brie over Facebook or whatever, did you know at that
 7
 8
     degree.
                                                                 8
                                                                      time she was 15 years old -- or 14 -- 14 or 15?
                                                                              I don't think she was 14. I think I only
                                                                 9
 9
     Q.
             Right.
10
     A.
              I didn't plead to a misdemeanor of the second
                                                                 10
                                                                      ever communicated with Brie after she had turned 15.
                                                                               Fifteen. Okay. And when she's 15, you're
11
     degree or the third degree. I didn't plead anything
                                                                11
                                                                      Q.
12
     else other than exactly what that paragraph says right
                                                                12
                                                                      25, right?
13
     there. That's what I pled to. Now, there's nothing in
                                                                 13
                                                                      A.
                                                                               There was, I think, a little less than nine
                                                                      years' separation between her and I.
14
     the case file -- and you know this but you didn't know
                                                                 14
                                                                               Well, let's do the math. You're born in --
     this before. There's nothing in the case file that says
                                                                 15
                                                                      Q.
15
     my offense was tied to a specific sexual act. Had it
                                                                 16
                                                                      Α.
                                                                              of '83.
16
17
     been, it would have been number one in the guilty plea
                                                                 17
                                                                      Q.
                                                                               '83. And she's born in
                                                                18
                                                                      A.
                                                                               Yeah.
     colloquy. Number two, my attorney had the right to tell
18
19
     me about it. In fact, my attorney, on the morning of
                                                                 19
                                                                      Q,
                                                                               So that's ten-years-and-three-months.
                                                                20
                                                                      A.
20
     sentencing, told me the opposite. He said -- I insisted
```

64 (Pages 250 - 253)

So you're ten-years-and-three-months older

Okay. And when Joe D'Andrea came -- I think

you described it as you walked back into the

21 Q.

22

23

24 Q.

25

than she is.

A.

19

20

21

22

23

24

Q.

What did you mean?

Purposely -- this hate group were kings and

queens of discovering documents that were connected to

me in any way, shape or form. This particular document

mother's name, Tommy's name. And I thought that they

has multiple names on it; my name, Dori's name, my

would harass those involved with me just like they've

been doing for the last couple years now because of the

70 (Pages 274 - 277)

Because if you'd play that for another hour, you'll most

You don't have any college degrees, though,

likely hear me say what I actually -- what the truth

My statement's correct; yes?

Yes, your statement's correct.

18

19

20

21

22

23 A.

24 Q.

25 A.

Q.

right?

actually was.

1 your hand, but go to 1576. 2 Q. So this is obviously before May 21st of 2021 3 when you sued? 4 A. Was that the date that I filed? 5 Q. Yeah. It's either the 21st or the 24th. 6 A. Yeah, so it would be before that date. 7 MR. KOLMAN: What page is that? 8 MR. HINTON: 476. 9 BY MR. HINTON: 10 Q. So and we talked about this earlier. In 11 the middle of this post you said, "Please be patient 12 with me. I'm not going anywhere, but I've been advised 13 to halt the livestreams for multiple reasons; the 14 strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about 16 there was a time when I halted livestreams? 17 A. Yes. 18 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not 10 doing them anymore, right? 11 A. No, not necessarily. It was partially 12 because of Dori. And as the legal case once I 13 realized that I did have a case, I was afraid that I was 14 going to say something that would damage the case. So 15 many people, Tim included, and other attorneys that I		Page 286	Ī	Page 288
when you sued? A. Was that the date that I filed? Q. Yeah, It's either the 21st or the 24th. A. Yeah, so it would be before that date. 7 MR. KOLMAN: What page is that? 8 MR. HINTTON: Q. So and we talked about this earlier. In the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised it there was a time when I halted livestreams? 15 So is this what you were talking about earlier about the rewas a time when I halted livestreams? 16 A. Yes. 17 A. Yes. 18 Q. It wasn't because of Dori. We showed livestreams you did after Dori talked to you about not doing them anymore, right? 21 A. No, not necessarily. It was partially because of Dori. And as the legal case. 22 going to say something that would damage the case. So many people, Tim included, and other attorneys that I Dori was offering me as well so And on the back of the tarticle, things got really bad after that article 7 was written in Pebruary. So the end of Pebruary, the second half of Pebruary as well as a March had me afraid for real little while. 10 Q. So in this post, 476, you state, "Things are very, very shakyr right now at best and I am carefully navigating the waters. I purchased an AR-15 today as well as a handgun for my wife both for home/personal your day the AR-15 and a handgun as you state you did ther? Q. And that's not true; is it? You did not purchase an AR-15 and a handgun as you state you did ther? A. Yes. I did purchase an AR-15 and a handgun as you state you did ther? A. Yes. I did purchase an AR-15. I never purchased a Carefile your case. 3 Q. So you were attempting to get a second AR-15 was a very bad time for me.	1	_	1	-
4 A. Was that the date that I filed? 5 Q. Yesh. It's either the 21st or the 24th. 6 A. Yesh, so it would be before that date. 7 MR. HINTON: 476. 8 MR. HINTON: 476. 8 BY MR. HINTON: 476. 10 Q. So and we talked about this earlier. In 11 the middle of this post you said, "Please be patient 2 with me. I'm not going anywhere, but I've been adviced 3 to halt the livestreams for multiple reasons; the 4 strength of my legal case and the safety for my family." 12 A. No, 13 Correct. 11 A. Yes. 12 A. No, not nocessarily. It was partially 2 because of Dori. And as the legal case once 1 12 realized that I did have a case, I was afraid that I was 2 going to asy something that would damage the case. So 25 many people, Tim included, and other attorneys that 1 1 talked to, once they learned the circumstances of my 2 show and all that, they told me I should probably not do 3 that anymore. And that was, obviously, the same advice 4 that Dori was not advice, but the same pleading that 5 Dori was offering me as well so And on the back of 6 the article, things got really bad after that atricle was written in February. So the end of February, the 8 second half of February as well as March had me afraid for a little while. 10 Q. So in this post, 476, you state, "Things are very, very shaky right now at best and I am carefully 2 may last a handgun for my wife both for home/personal 14 protection. I've never owned a weapon until now." Did 5 ther? 11 Tread that correctly? 12 A. No in this post, 476, you state, "Things are very, very shaky right now at best and I am carefully 2 may last a handgun for my wife both for home/personal 14 protection. I've never owned a weapon until now." Did 5 the erricle, things and AR-15 and a handgun as you state you did 18 purchase an AR-15 and a handgun as you state you did 18 purchase an AR-15 and a handgun as you state you did 18 purchase an AR-15 and a handgun as you state you did 18 purchase an AR-15 and a handgun as you state you did 19 there? 12 A. I did purchase an AR-15. I never purchas	2	Q. So this is obviously before May 21st of 2021	2	A. Okay.
5 Q. Yeah, so it would be before that date. 6 A. Yeah, so it would be before that date. 7 MR. KOLMAN: What page is that? 8 MR. HINTON: 476. 9 BY MR. HINTON: 476. 9 BY MR. HINTON: 476. 11 the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised it to halt the livestreams for multiple reasons; the strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about the there was a time when I halted livestreams? 16 Q. It wasn't because of Dori. We showed light the vasa stime when I halted livestreams? 17 A. Yes. 18 Q. It wasn't because of Dori talked to you about not doing them anymore, right? 19 livestreams you did after Dori talked to you about not doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case – once I 23 realized that I did have a case, I was afraid that I was going to say something that would damage the case. So many people, Tim included, and other attorneys that I 24 that anymore. And that was, obviously, the same advice that Dori was offering me as well as March had me afraid for a little while. 2 bos in this post, 476, you state, "Things are very, very shaky right now a best and I am carefully navigating the waters. I purchased an AR-15 and a handgun as you state you did ther? 2 A. Idid purchase an AR-15 and a handgun as you state you did ther? 2 A. Idid purchase an AR-15. I never purchased a 2 treember, ves. This was a very bad time for me.	3	when you sued?	3	Q. Now, this the Affidavit of Probable Cause for
6 A. Yeah, so it would be before that date. 7 MR. KOLMAN: What page is that? 8 MR. HINTON: 476. 9 BY MR. HINTON: 476. 9 BY MR. HINTON: 476. 10 Q. So and we talked about this earlier. In the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised to halt the livestreams for multiple reasons; the strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about 16 there was a time when I halted livestreams? 16 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So many people, Tim included, and other attorneys that I 25 Dori was offering me as well so And on the back of the article, things got really bad after that article was written in February. So the end of February, the same advice that Dori was offering me as well so And on the back of the article, things got really bad after that article was written in February. So the end of February is second half of February as well as March had me afraid for a little while. 10 Q. So in this post, 476, you state, "Things are very, very shaky right now at best and I am carefully anylogating the waters. I purchased an AR-15 and a handgun as you state you did ther? 10 Q. And that's not true; is it? You din not purchase. It's possible that this would have predated this definite. 11 Q. So you were attempting to get a second half of February as well as a handgun for my wife both for home/personal purchase. It's possible, But I was declined for that purchase, did you then Ra-15? 21 A. No, 1 believe it would have predated this definite. 22 A. I did purchase an AR-15 and a handgun as you state you did ther? 23 A. I did purchase an AR-15 and a handgun as you state you did ther? 24 A. I did purchase a	4	A. Was that the date that I filed?	4	the criminal case filed against you for two false
MR. KOLMAN: What page is that? MR. HINTON: 476. BYMR. HINTON: 476. Q. So and we talked about this earlier. In the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised to halt the livestreams for multiple reasons; the strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about there was a time when I halted livestreams? 16 Q. It wasn't because of Dori. We showed livestreams you did after Dori talked to you about not doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So many people, Tim included, and other attorneys that I 22 have any more. And that was, obviously, the same aduled that maymore. And that was, obviously, the same aduled that I medium to was written in February. So the end of February, the saccond half of February as well as a handgun for my wife both for home/personal for a little while. 20 So in this post, 476, you state, "Things are very, very shaky right now at best and I am carefully a rawlighting the waters. I purchased an AR-15 foday as well as a handgun for my wife both for home/personal protection. I've never owned a weapon until now." Did I read that correctly? 10 A. I did purchase a MR-15 and a handgun as you state you did ther? 10 A. Correct. 10 A. Correct. 11 Q. You didn't actually get that rifle; did you? You didn't actually get that rifle; did you? A. No. No. that's a different model but it is an AR-15? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? A. No. You didn't actually get that rifle; did you? AR-15? A. No. You didn't actually	5		5	statements regarding the purchase of firearms, correct?
8 MR. HINTON: 476. 9 BY MR. HINTON: 10 Q. So - and we talked about this earlier. In 11 the middle of this post you said, "Please be patient 12 with me. I'm not going anywhere, but I'vo been advised 13 to halt the livestreams for multiple reasons; the 15 so is this what you were talking about earlier about 16 there was a time when I halted livestreams? 17 A. Yes. 18 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not 20 doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So 25 many people, Tim included, and other attorneys that I 2 when and all that, they told me I should probably not do 3 that anymore. And that was, obviously, the same advice 4 that Dori was offering me as well so And on the back of 5 the article, things got really bed after that article 7 was written in February. So the end of February, the 8 second half of February as well as March had me afraid 9 for a little while. 10 Q. So in this post, 476, you state, "Things are 11 very, very sheky right now at best and I am carefully 2 navigating the waters. I purchased an AR-15 today as 3 well as a handgum for my wife both for home/personal 4 protection. I've never owned a weapon until now." Did 15 I read that correctly? 16 A. Yes. 17 Q. And that's not true; is if? You did not 18 purchase an AR-15 and a handgum as you state you did 18 there? 20 A. I did purchase an AR-15. I never purchased an 21 AR-15, but it's not the model that I ended up 22 A. No, that the same thing as the AR-15? 24 A. No. 25 A. No. You don't need an application for a long 26 Q. Okay. Where did you ty the the 27 A. No. You don't need an application for a long 28 your like an AR or a shotgum or something like 29 that long gun refers to the barrel length, I believe. 31 You don't need to fill out an application for that. 4 Q. So when did you buy the AR	6	A. Yeah, so it would be before that date.	6	A. Correct.
9 BY MR. HINTON: 10 Q. So and we talked about this earlier. In 11 the middle of this post you said, "Please be patient 12 with me. I'm not going anywhere, but I've been advised 13 to halt the livestreams for multiple reasons; the 14 strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about 16 there was a time when I halted livestreams? 17 A. Yes. 18 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not 20 doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So 25 many people, Tim included, and other attorneys that I 2 show and all that, they told me I should probably not do 3 that anymore. And that was, obviously, the same advice 4 that Dori was not advice, but the same pleading that 5 Dori was offering me as well so And on the back of 6 the article, things got really bad after that article 7 was written in February. So the end of February, the 8 second half of February as well as March had me afraid 9 for a little while. 10 Q. So in this post, 476, you state, "Things are 11 very, very shaky right now at best and I am carefully 12 navigating the waters. I purchased an AR-15 today as 13 well as a handgun for my wife both for home/personal 14 protection. I've never owned a weapon until now." Did 15 I read that correctly? 16 A. Yes. 17 Q. And that's not true; is it? You did not 18 purchase an AR-15 and a handgun as you state you did 16 there? 20 A. I did purchase an AR-15. I never purchased an 21 cream of the purchase of the purc	7	MR. KOLMAN: What page is that?	7	• •
10 Q. So and we talked about this earlier. In 11 the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised to halt the livestreams for multiple reasons; the strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about the there was a time when I halted livestreams? 16 Q. It wasn't because of Dori. We showed 17 livestreams you did after Dori talked to you about not 18 doing them anymore, right? 18 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not 20 doing them anymore, right? 20 because of Dori. And as the legal case once I 21 realized that I did have a case, I was a fraid that I was 24 going to say something that would damage the case. So 25 many people, Tim included, and other attorneys that I 21 talked to, once they learned the circumstances of my 22 show and all that, they told me I should probably not do 3 that anymore. And that was, obviously, the same advice 4 that Dori was not advice, but the same pleading that 5 Dori was offering me as well so And on the back of 6 the article, things got really bad after that article was veritten in February. So the end of February, the second half of February as well as March had me afraid for a little while. 20 Q. So in this post, 476, you state, "Things are 11 very, very shaky right now at best and I am carefully 2 navigating the waters. I purchased an AR-15 today as well as a handgun for my wife both for home/personal 24 protection. I've never owned a weapon until now." Did 18 protection. Pre never owned a weapon until now." Did 19 purchase. It's possible. But I was declined for that 2 purchase. It's possible. But I was declined for that 2 purchase. It's possible. But I was declined for that 2 purchase. It's possible. But I was declined for that 2 purchase. It's possible but I would have been my second 2 purchase. It's possible but I would have breen my second 2 purchase. It's possible but I would have been	8	MR. HINTON: 476.	8	attempted to purchase a Stag Arms Model Stag 15 Tac 5.
the middle of this post you said, "Please be patient with me. I'm not going anywhere, but I've been advised to halt the livestreams for multiple reasons; the strength of my legal case and the safety for my family." So is this what you were talking about earlier about there was a time when I halted livestreams? A. Yes. Q. It wasn't because of Dori. We showed livestreams you did after Dori talked to you about not doing them anymore, right? A. No, not necessarily. It was partially because of Dori. And as the legal case once I realized that I did have a case, I was afraid that I was going to say something that would damage the case. So many people, Tim included, and other attorneys that I anymore. And that was, obviously, the same advice that Dori was not advice, but the same pleading that Dori was not advice, but the same pleading that second half of February as well as March had me afraid for a little while. Dori was offering me as well so And on the back of the article, things got really bad after that article was written in February. So the end of February, the second half of February as well as March had me afraid for a little while. Dori was offering me as well so And on the back of the article, things got really bad after that article very, very shaky right now at best and I am carefully notection. I've never owned a weapon until now." Did I read that correctly? A. No. that's a different model, but it is an AR-15 of March? A. No. that's a different model, but it is an AR-15 in Dummore. A. A-15, but it's not the model that I ended up purchassing. A. I don't remember his name, but it was a guy in Dummore. A. No. You don't need an application for a long gun. I didn't know that. Q. Okay. A. No. You don't need an application for a long gun. I didn't know that. Q. Okay. A. The handgun you do, in Pennsylvania. A long gun like an AR or a shotgun or something like that long gun refers to the barrel length, I believe. You don't need to fill out an application for that. Q. So whe	9	BY MR. HINTON:	9	6 millimeter rifle, correct?
12 with me. I'm not going anywhere, but I've been advised 13 to halt the livestreams for multiple reasons; the 14 strength of my legal case and the safety for my family." 15 So is this what you were talking about earlier about 16 there was a time when I halted livestreams? 17 A. Yes. 18 Q. It wasn't because of Dori. We showed 19 livestreams you did after Dori talked to you about not 20 doing them anymore, right? 21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So 25 many people, Tim included, and other attorneys that I 26 that anymore. And that was, obviously, the same advice 27 talked to, once they learned the circumstances of my 28 show and all that, they told me I should probably not do 39 that anymore. And that was, obviously, the same advice 40 that Dori was not advice, but the same pleading that 51 Dori was offering me as well so And on the back of 52 the article, things got really bad after that article 53 vas written in February. So the end of February, the 54 second half of February as well as March had me afraid 55 for a little while. 56 the article, things got really bad after that article 57 vas written in February. So the end of February, the 58 second half of February as well as March had me afraid 59 for a little while. 50 Q. So in this post, 476, you state, "Things are 51 very, very shaky right now at best and I am carefully 51 I read that correctly? 52 A. Yes. 53 oyou were attempting to get a second 54 A. Yes. 55 oyou were attempting to get a second 56 the article, things are 57 the article, things got really bad after that article 58 vas written in February. So the end of February as well as March had me afraid 59 for a little while. 50 Q. So in this post, 476, you state, "Things are 50 Very, very shaky right now at best and I am carefully 51 I read that correctly? 52 A. Yes. 53 Os out were attempting to get a second 54 A. Yes. 5	10	Q. So and we talked about this earlier. In	10	A. Correct.
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19 livestreams you did after Dori talked to you about not doing them anymore, right? 20 doing them anymore, right? 21 A. No, not necessarily. It was partially because of Dori. And as the legal case once I realized that I did have a case, I was afraid that I was going to say something that would damage the case. So many people, Tim included, and other attorneys that I gun like an AR or a shotgun or something like that Dori was offering me as well so And on the back of the article, things got really bad after that article was written in February. So the end of February, the second half of February as well as March had me afraid to Port, very shaky right now at best and I am carefully navigating the waters. I purchased an AR-15 today as well as a handgun for my wife both for home/personal protection. I've never owned a weapon until now." Did I read that correctly? A. I did purchase an AR-15 and a handgun as you state you did there? 20 A. No. You don't need an application for a long application for that purchase? 22 d. No. You don't need an application for a long un. I didn't know that. 23 gun. I didn't know that. 24 Q. OKay. 25 A. The handgun you do, in Pennsylvania. A long un. I didn't know that. 26 Q. OKay. 27 A. No. You don't need an application for a long un. I didn't know that. 28 going to say something that would damage the case. So and in Pennsylvania. A long un. I didn't know that. 29 gun. Il didn't know that. 20 Q. OKay. 21 A. No. You don't need an application for that purchase? 22 A. No. You don't need an application for that purchase? 23 gun. I didn't know that. 24 Q. OKay. 25 A. The handgun you do, in Pennsylvania. A long un. I didn't know that. 26 Q. OKay. 27 A. Down and all that, they told me I should probably not do that anymore. 28 A. Down and all that, they told me I should probably not do that anymore. 29 Gun that anymore. 20 A. Down and all that, they told me I should probably not do that anymore. 20 A. Did you say that this was posted in March? 21 A. Did you say t	17	A. Yes.	17	Q. Okay. Where did you get an AR-15 from?
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21 A. No, not necessarily. It was partially 22 because of Dori. And as the legal case once I 23 realized that I did have a case, I was afraid that I was 24 going to say something that would damage the case. So 25 many people, Tim included, and other attorneys that I Page 287 1 talked to, once they learned the circumstances of my 2 show and all that, they told me I should probably not do 3 that anymore. And that was, obviously, the same advice 4 that Dori was not advice, but the same pleading that 5 Dori was offering me as well so And on the back of 6 the article, things got really bad after that article 7 was written in February. So the end of February, the 8 second half of February as well as March had me afraid 9 for a little while. 10 Q. So in this post, 476, you state, "Things are 11 very, very shaky right now at best and I am carefully 12 navigating the waters. I purchased an AR-15 today as 13 well as a handgun for my wife both for home/personal 14 protection. I've never owned a weapon until now." Did 15 I read that correctly? 16 A. Yes. 17 Q. And that's not true; is it? You did not 18 purchase an AR-15 and a handgun as you state you did 19 there? 20 A. I did purchase an AR-15. I never purchased a 21 application for that purchase? 22 A. No. You don't need an application for a long 23 gun. I didn't know that. 24 Q. Okay. 25 A. The handgun you do, in Pennsylvania. A long 26 Q. Okay. 27 A. The handgun you do, in Pennsylvania. A long 28 purchase na AR or a shotgun or something like 29 that long gun refers to the barrel length, I believe. 20 You don't need to fill out an application for that. 21 Q. So when did you buy the AR-15? 22 A. It's possible that I bought it prior to the application or before, but 29 I would think that I bought it prior to the application or before, but 30 I would think that I bought it prior to the application or before, but 31 purchase. 32 I've don't need to fill out an application for that. 33 Q. So after you were declined for that purchase, 34 Q. So you were attempting	19	livestreams you did after Dori talked to you about not	19	in Dunmore.
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21 handgun for my wife, though. I said that as a deterrent 21 Q. Now, you were out on bail in the bank		•	[· · · · · · · · · · · · · · · · · · ·
4	1		1	
22 for people that might be because of the article, 22 records/bad checks case at that time.	22	• •	1	
23 might have some sort of malice against me thinking that 23 A. No.	23	•	!	
24 I'm a pedophile. 24 Q. Yeah. You were charged in 2020 in the	1			-
25 Q. So let's look at ST1576. Keep that page in 25 Mariotti case.	25	Q. So let's look at ST1576. Keep that page in	25	Mariotti case.

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this scot-free, to plead the Fifth Amendment that day.

So Joe and I were actually aware that it may happen.

When it happened, we were very surprised because we

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	Page 302		Page 304
1	A. It's not true?	1	heard a lot of rumors during the case that don't
2	Q. No.	2	necessarily pan out the truth. But, yes, I did - I was
3	A. Okay. Good. Is Holeva his editor?	3	made aware through rumblings, private investigator as
4	Q. He's an executive editor. I'm sure you got	4	well as Facebook and different comments that you saw in
5	his name off the masthead. I don't think he was the	5	different areas, that she was thinking about doing that.
6	editor.	6	Q. Phil, who I questioned you on February 6th
7	A. Maybe somebody else needs to be added. I	7	in front of Judge Minora about the financial opportunity
8	don't know. Ultimately, though, I think the Scranton	8	that you were offering to Brie in late May of 2021, I
9	Times is irresponsible because they put these people in	9	believe it was.
10	place and if they're allowing defamatory and slanderous	10	A. Yep.
11	articles like that to be written, they're responsible	11	Q. 2022. I forget which one. Tell me again
12	for their content. They print it.	12	what the financial opportunity is that you were offering
13	Q. Now, would you agree that based on everything	13	her.
14	you know, Brienna did initially tell the police that she	14	A. It would have been I don't think at that
15	was involved in a sexual relationship with you?	15	time if it was '21, it could have very well been 7K
16	Initially, when she went to the police?	16	Metals. It would have been '21? So it was probably 7K
17	A. I believe she initially did, yeah.	17	Metals.
18	Q. And then you received information that she	18	Q. I'm sorry, I'm sorry, It was not '21. It
19	tried to recant that story?	19	was 2022. It was not 7K Metals. Because 2021, you
20	A. Several times.	20	started 7K Metals after you came out of jail?
21	 And are you also aware that the detectives, 	21	A. Correct.
22	Michelle Mancuso particularly said to her, Brie, we have	22	Q. So you came out of jail in August.
23	the text messages between you and Phil. We know it's	23	A. So it would have been May of '22?
24	still ongoing? Were you aware of that?	24	Q. May of '22. Like, May 28th, you sent a text
25	A. I was aware I wasn't aware of that	25	to her about a unique financial opportunity.
	Page 303		Page 305
1	specifically, but I was aware that they declined her	1	A. Uh-huh,
2	request to recant. And they said this is what she	2	Q. So you had already gotten 7K Metals going.
3	told me. They said that if you recant, we may have to	3	A. Yeah, so it wasn't 7K.
4	file against you for filing a false police report.	4	Q. Yeah. It wasn't Goldco, either, because
5	That's a felony in Pennsylvania. And as a 16,	5	A. No, it couldn't have been Goldco. It was
6	17-year-old kid, I don't know what I would have done in	6	most likely Tax Refund or Max Refund, rather.
7	that situation, which is why I didn't necessarily blame	7	Q. Yeah, but that's not a multi-level marketing
8	Brie for what happened after that. I believe that there	8	company.
9	was also I don't want to call it conspiracy, but also	9	A. Oh, in this case, it would have been. So
10 11	some sort of influence from the DA's Office by the hand of Michelle Mancuso or Justin Leri or Kolcharno that	10 11	Rumble and I ended up partnering with a company that's
12	stopped Brie from doing the right thing before it got	12	called EZ-ERC. EZ-ERC is a massive
13	too far. She pled the Fifth Amendment on the stand to	13	six-hundred-million-dollar ERC benefit company. There
14	reverse all of that,	14	were conversations between me and Rumble of whether w partner with a massive company like that or I put my own
15	Q. Did you know in advance that she was going to	15	· · · · · · · · · · · · · · · · · · ·
16	plead the Fifth Amendment on that day?	16	team together and instead of only getting a portion of the commission from EZ-ERC, we get all the commission.
17	A. No.	17	· · · · · · · · · · · · · · · · · · ·
18	Q. You didn't know?	18	And that was a big difference; huge. Millions and
19	A. I was surprised. Joe was very surprised.	19	millions of dollars huge. Ultimately, I ended up deciding that it was easier and probably not worth my
20	Oh. I'm sorry. There were rumors circulating that Brie	20	time to form another team, go through another set of
21	had been telling people that she was advised by counsel,	20 21	
22		ı	leads, go through another scheduling calendar, manage
22	which I never knew who it was, for her to get out of	22	all that. I was trying to take things off of my plate

77 (Pages 302 - 305)

so I could concentrate more on my family, not add new

things. So at the time that I was talking to Brie about

it, the way we were going to structure the team was, in

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<u> </u>	Page 306	Γ	Page 308
1	a sense, she would get the maximum of commission based	1	7K caught wind of me wanting to do that
2	on our structure. I wanted to help Brie financially if	2	and talked me out of it. So I don't know I don't
3	I could.	3	remember what specific company I was talking about
4	Q. Okay. And you never set up a business to	4	getting Brie involved in. All I knew is either of the
5	fill her in like that, correct?	5	companies that I would have had her involved in would
6	A. No. Subsequently?	6	have been financially beneficial to her without doing
7	Q. Yeah.	7	very much work.
8	A. No.	8	Q. Phil, can you name for me any persons who
9	Q. Okay. So, you know, am I correct that	9	have refused to do business with you because they read
10	there's nobody else that you've filled into Brie's slot	10	Chris Kelly's article?
11	to make a lot of money?	11	A. Oh, boy. I'd have to go back and look. I
12	A. No, that particular business didn't even	12	can't name them at this time. There have been hundreds,
13	it wasn't even structured that way. We outsourced to	13	if not more than that, that would send me an e-mail.
14	the larger company. I still get commission, but no one	14	There's an entire hate group that refuses to do business
15	else does.	15	with me and tells lies about me all the time because
16	Q. No one else does?	16	they're convinced that I'm a pedophile because of your
17	A. That's right. It's just me. It's much	17	client's article. That hate group didn't exist prior to
18	smaller too but	18	the article. There were no hate groups and my career
19	Q. As it turns out, there was no position for	19	was doing just fine. And I'd probably still be in it
20	Brie?	20	today. It turns out that I turned my life around and
21	A. At the time that I said it, there was. As it	21	accelerated things and I'm doing better now, as you said
22	turns out	22	earlier. But to name a specific person, which I most
23	Q. You were thinking about it, but you didn't	23	likely can do if I went back and looked, I think the
24	put it into motion?	24	greater number is the unquantifiable people that will
25	A. Well, I wouldn't say I didn't put it into	25	not approach me and say, hey, I'm not doing business
-	Page 307	 	Page 309
1	motion. I would say that I chose a different path than	l i	with you. Most people aren't going to say anything,
2	what I was talking to Brie about. It just didn't it	2	probably 80, 90 percent of people.
3	wasn't the best business model to do it that way. It	3	Q. Well, I just want to know, can you identify
4	would have been beneficial to not only Brie, but	4	any persons by name that won't do business with you
5	everybody else that I was going to put on my team. But	5	because of the Chris Kelly article?
6	it would have required a lot more work for me and I	6	A. Yeah. I've had people quit 7K,
7	just again, I was trying to subtract, not add.	7	Q. Okay. Can you give me their names?
8	Q. But as it turns out, you didn't create a team	8	A. I could. Not right now. I wasn't prepared
9	at all, right?	9	to bring names today. But I could get names for you,
10	A. No, because we part well, I do have a	10	sure,
11	team, yeah. It's EZ-ERC Company.	11	Q. Okay. I need contact information for them
12	Q. Right.	12	too.
13	A. Those people. They're my team technically.	13	A. Sure. Absolutely. I mean, I don't know if I
14	Q. But nobody like Amanda Turoni or nobody like	14	have contact information for some of the people. There
15	that?	15	may have just been a message on Telegram where somebody
16	A. No. No. No. No, we didn't go that route	16	said something. They don't go by their real names on
17	ultimately.	17	Telegram often. So I'll get you what I have; you could
18	Q. All right. So, Phil	18	take it from there.
19	A. Tim, may I on the same topic? It could have	19	Q. Okay. So I remember you making statements on
20	also been Lifewave. I don't remember what I was talking	20	social media that you said, I was a very bad person and
21	talk to Brie about in that month. But I do remember in	21	then I found God.
22	2022, I was going to start an additional MLM company	22	A. Uh-huh.
23	called Lifewave. They have patches that you wear that	23	Q. Do you remember saying that?

25 Q.

Yes.

When did you find God?

stimulate stem cells. And it's an MLM company similar | 24 A.

to 7K except a lot easier.

Page 310 Page 312 A. When? Ì many people don't follow me because of the article? 2 Q. Yes. Like, when did you have this 2 Do you know, Phil, that in this case, you've 3 conversion? Was it after jail, before jail? 3 already stipulated that you have no economic damages? A, Around then. I lost my family. I didn't I don't need economic dam -- my income has A. 5 see -- didn't see my boys for nine months. 5 gone up since your article. 6 Q. Well, Phil, when you were sending Brie Q. Right. 6 7 pictures of you naked masturbating in March of 2021 7 A. So I'm not suing for economic loss in terms 8 after Brie left you -of that. I'm suing for what the article has already 8 9 A. 9 done and will do in the future. That article has been 10 Were you -- after Dori left you, at that published now and on that website for two-and-a-half Q. 10 11 point in time, you hadn't found God yet? 11 years. How do I know that one of my children isn't 12 A. No. going to go to a birthday party some day and say -- and 13 Q. Okay. 13 get called, hey, your dad's a pedophile. Can you put a 14 A. It was a period of the article, that's when 14 number on that? Because I can't. It's unquantifiable. 15 everything changed, between the article and jail or 15 Phil, do you have any persons that you were 16 slightly after my release from jail that I was in 16 friends with before the article that said, Phil, I'm not 17 terrible shape mentally. I sought help because of the 17 going to be friends with you anymore because I read what shape that I was in. You have the reports. I was 18 Chris Kelly wrote and I believe it? 19 afraid of harming myself. I was afraid of going out in 19 A. Tim, that's not -- that's not something that 20 public. People, once again, for a case that was some 20 happens in real life. People don't come to you and say, 21 12, 13 years old, thought I was a pedophile. And I was 21 hey, I'm no longer going to be friends with you because afraid and I drank a lot, stayed home a lot. Wasn't 22 22 of an article that I read. They just stop talking to 23 communicating with my kids because of it -- not because 23 you. And yes, that has happened dozens, if not hundreds 24 of it but because Dori seemed to think that the article 24 of times, with my friends from high school, people in was a deterrent for the kids to be with me because she 25 25 the area that I used to do business with, many times. Page 311 Page 313 didn't know exactly what I thought, is somebody going to 1 1 Q. Can you name them? 2 knock on my door and blow me away. 2 A. You just asked me that four times in the last 3 Phil, can you state for me the identity of 3 five minutes. 4 any persons that read the Chris Kelly article and think Q. Well ---5 less of you because they read that article? 5 A. Just now I just remembered one, so happens. 6 I think you already asked me that. In fact, 6 Q. Who is it? 7 you just asked me that and I said that as I sit here 7 Α. I was still doing real estate and it was 8 now, I don't have their names. But there have been 8 Freddie Gray. Freddie Gray had a house on -- what the 9 numerous people in the last two-and-a-half years that heck street was that -- in Old Forge, his wife Emily, 9 10 the article has been published and is still published 10 Emily Gray. They cancelled their listing with me. A 11 that think the article is accurate. And it has caused 11 \$200,000 house. Again, I'm not suing for economic loss. hate groups to form which drive by my house, send nasty You know that, you said that. I'm suing for what the 13 messages to me, my friends, my in-laws, my new in-laws. 13 damage that your article has done to my family and to me 14 Anybody that I tag on Facebook, all sorts of messages for years and years to come. 14 15 get sent to all of these people, including messages to 15 Q. Medically speaking, I think we've already established that you haven't had any treatment after 16 me. And I will absolutely share that list with you. Do 16 I have it right here and I can say, here you go? No. 17 17 those two therapy visits in John Kuna's office, correct? 18 But it's been bad. 18 I started to see a little bit more clearly 19 Q. Phil, you've said your damages are not able 19 after my 30 days in jail. I met some good friends in 20 to be calculated. 20 there, believe it or not, and a lot of them help talk me 21 A. I think what I said is it's unquantifiable. 21 through things. Amanda Turoni helped -- helped me a lot 22 But yes. 22 on a friendship basis. And I think the overall harm --23 Q. And that's your truth, that they're 23 the psychological harm that I was going through -- the 24 unquantifiable? 24 psychological period that I was going through, kind of, 25 A. A hundred percent. How would I prove how 25 got better after I got out. So I didn't feel the need